

Docket No.: 57810-072



IPW

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Customer Number: 20277
	:	
Makoto IZUMI, et al.	:	Confirmation Number: 3514
	:	
Serial No.: 10/637,664	:	Group Art Unit: 2812
	:	
Filed: August 11, 2003	:	Examiner: W. Brewster
	:	
For: SOLID STATE IMAGE DEVICE AND MANUFACTURING METHOD THEREOF	:	

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Restriction Requirement  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Office Action dated May 28, 2004, the Examiner imposed a Restriction Requirement pursuant to 35 U.S.C. §121 requiring election of either:

Group I. Claims 1 through 12, directed to a device; or

Group II. Claims 13 through 21, directed to a method.

In response, Applicants elect to prosecute device claims 1 through 12 (Group I).

Favorable consideration of device claims 1 through 12 is solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read "Arthur J. Steiner". The signature is stylized with a large, prominent "A" and "S".

Registration No. 26,106

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**Date: June 24, 2004**